

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

MARJORIE FERRELL, et al.,)	
)	Civil Action No. C-1-01-447
)	
Plaintiffs,)	Judge Sandra S. Beckwith
)	Magistrate Judge Timothy S. Hogan
v.)	
)	
WYETH-AYERST LABORATORIES,)	CLASS ACTION
INC., et al.,)	
)	
Defendants.)	

**END PAYOR PLAINTIFFS' NOTICE OF WITHDRAWAL
OF JOINDER IN DIRECT PURCHASER PLAINTIFFS' MOTION TO COMPEL
EXPRESS SCRIPTS, INC. TO PRODUCE DOCUMENTS,
TO ANSWER DEPOSITION QUESTIONS, AND FOR SANCTIONS**

TO: *See Attached Service List*

PLEASE TAKE NOTICE that End Payor Plaintiffs hereby withdraw their Joinder in Direct Purchaser Plaintiffs' Motion to Compel Express Scripts, Inc. to Produce Documents, to Answer Deposition Questions, and For Sanctions, filed on March 15, 2004 ("Joinder").

In withdrawing their Joinder, End Payor Plaintiffs specifically reserve and do not waive any rights with regard to any and all positions set forth in that Joinder including, but not limited to, their right to subsequently seek discovery from Express Scripts, Inc. in this litigation. End Payor Plaintiffs and Express Scripts, Inc. have agreed to bear their own costs and fees incurred in connection with filing and responding to the withdrawn Joinder.

DATED: March 31, 2004

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CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing pleading was served by First-Class U. S. Mail, postage prepaid, this 31st day of March, 2004, on the following:

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